United Nations S/2010/149

Security Council

Distr.: General
23 March 2010

Original: English

Letter dated 19 March 2010 from the Permanent Observer of the African Union to the United Nations addressed to the President of the Security Council

Pursuant to Article 54 of the Charter of the United Nations, I have the honour to attach herewith a copy of the communiqué on sanctions against Madagascar adopted by the African Union Peace and Security Council at its 221st meeting, held in Addis Ababa, Ethiopia, on 17 March 2010 (see annex).

It would be appreciated if the text of the communiqué could be circulated to the members as a document of the Security Council.

(*Signed*) Tete **António**
Ambassador
Permanent Observer

10-28735 (E) 300310

Please recycle

Annex to the letter dated 19 March 2010 from the Permanent Observer of the African Union to the United Nations addressed to the President of the Security Council

Communiqué of the 221st meeting of the Peace and Security Council

The Peace and Security Council (PSC) of the African Union (AU), at its 221st meeting held on 17 March 2010, received a briefing from the Commission, as well as from the Representatives of the Southern African Development Community (SADC) and the SADC Mediation on the situation in the Republic of Madagascar and adopted the following decision:

Council,

1. **Takes note** of the presentations made by the Commission and SADC representatives on developments in Madagascar and the continued efforts towards the return to constitutional order in that country;

2. **Recalls** its previous decisions and press statements on the situation in Madagascar, in particular its communiqué PSC/PR/COMM.1 (CCXVI) of 19 February 2010, whereby Council, *inter alia*, **urged** the de facto authorities emanating from the unconstitutional change of Government to accept before 16 March 2010, the Maputo Agreements of 8 and 9 August 2009, and the Additional Act of Addis Ababa of 6 November 2009, and to nullify all domestic legal instrument that provides otherwise. Council **also recalls** that in its Communiqué of 19 February 2010, it decided that if the de facto authorities from the unconstitutional change of Government do not comply, by 16 March 2010 at the latest, with the diligent implementation of Maputo Agreements and the Additional Act of Addis Ababa, a number of penalties will be applied;

3. **Notes with regret** that the authorities in place and the Rajoelina Camp has not, within the stipulated time, responded positively to its request. Council **also regrets** that the Rajoelina Camp has continued to act unilaterally, in flagrant and repeated violation of Maputo Agreements of 8 and 9 August 2009 and the Additional Act of Addis Ababa of 6 November 2009. Council **stresses** that this attitude of the authorities in place carries the risk of even greater instability and difficulties for the Malagasy people that are faced with continued socio-economic deterioration;

4. **Decides**, therefore, that the sanctions listed in the Communiqué PSC/PR/COMM.1 (CCXVI) enter into force as of 17 March 2010, namely travel ban, freezing of funds and other financial assets and economic resources, as well as diplomatic isolation, against Mr. Andry Nirina Rajoelina and the individuals mentioned in the attached List;

5. **Requests** the Commission to formally communicate this decision to the de facto authorities of Madagascar and the Member States and partners of the AU, and take all other necessary arrangements for the strict implementation of the sanctions. Council **requests** the Commission, in close collaboration with SADC, to work towards finalizing the list of entities

subject to the sanctions contained in its Communiqué of 19 February 2010, and to regularly update the list of individuals involved;

6. **Calls upon** all Member States to extend their full cooperation to the implementation of these sanctions and recalls in this respect, the obligations of all Member States pursuant to Article 7 (2, 3 and 4) of the Protocol Relating to the Establishment of the Peace and Security Council of the African Union;

7. **Urges** all multilateral partners of the AU, especially the UN, EU and other international organizations, as well as bilateral partners, including the permanent members of UN Security Council, to strongly support this decision. In this regard, Council **underlines** the importance that the AU attaches to this issue and the need for the AU partners to refrain from any action which could undermine the efforts of the African Union and sending other signals to the authors of the unconstitutional change of Government in Madagascar, that could undermine the democratization process to which Member States of the AU are committed. Council **requests** the Commission to monitor this issue and to report on any developments relating thereto;

8. **Decides** to regularly assess the implementation of the sanctions and in accordance with the principles and practices applicable in the matter, to consider on a case-by-case basis requests for derogations and exemptions for humanitarian or religious reasons, or reasons related to participation in mediation efforts and the promotion of the return to constitutional order;

9. **Notes with satisfaction** the intention expressed by Chairperson of the Commission and the Head of the SADC Mediation to continue their efforts to relaunch the process of implementation of Inter-Malagasy Maputo Agreements and Addis Ababa Additional Act between the signatory camps and **reaffirms** the readiness to support these efforts. In this regard, Council reserves the right to review the regime of sanctions, as well as the list of targeted individuals, within the framework of the efforts deployed towards the return to constitutional order;

10. **Requests** the Chairperson of the Commission, in close collaboration with the Executive Secretary of SADC, the Head of SADC Mediation and the International Conduct Group on Madagascar, to monitor and ensure implementation of this decision and continue to work for the return to constitutional order in Madagascar;

11. **Decides** to remain seized of the matter.

Attachment

List of members of the institutions and individual members of the Rajoelina Camp and entities whose actions impede the African Union and SADC efforts to restore constitutional order in Madagascar

A. MEMBERS OF THE INSTITUTIONS AND INDIVIDUAL MEMBERS OF THE RAJOELINA CAMP OR CONTRIBUTING TO MAINTAINING THE UNCONSTITUTIONAL STATUS QUO

i. Presidency of the Republic

1) Mr. Andry Nirina Rajoelina, President of the High Authority of the Transition (HAT), Passport No: 07D 701 592, Type of Passport: Diplomatic, Date of Issue: 30 March 2009, Expiry Date: 30 March 2012;

2) Mr. Norbert Lala Ratsirahonana, Passport No: 07D 710 340, Type of Passport: Diplomatic, Date of Issue: 24 April 2008, Expiry Date: 24 April 2011;

3) Mr. Ramandimbiarison Zaza, Chief of Staff of the Presidency of the HAT;

4) Mr. André Haja Resampa, Secretary-General of the Presidency, Passport No: 07D 701 813, Type of Passport: Diplomatic, Date of Issue: 6 August 2009, Expiration Date: 4 August 2012;

5) Mrs. Annick Andriamamplanina, Director of Public Relations and Spokesperson of the Presidency of the Transition, Passport No: 07D 701 656, Type of Passport: Diplomatic, Date of Issue: 15 May 2009, Expiry Date: 15 May 2012;

6) Mrs. Lantosoa Razafimahaleo, Special Adviser;

7) Ms. Hantanirina Ramakavelo, Special Adviser, Passport No: 07D 701 846, Type of Passport: Diplomatic, Date of Issue: 18 August 2009, Expiry Date: 18 August 2012;

8) Mr. Harry Rahajason Rolly Mercia, Special Adviser, Passport No: 07 D 701 661, Type of Passport: Diplomatic, Date of Issue: 19 May 2009, Expiry Date: 19 May 2012;

9) Lt.-Col. Fidimalala Rafaliarison, Aide de Camp, Passport No: 07D 701 614, Type of Passport: Diplomatic, Date of Issue: 16 April 2009, Expiration Date: 16 April 2012;

10) Colonel Claude Razafimahatratra, Director of the Presidential Security, Passport No: 07D 701 659, Type of Passport: Diplomatic, Date of Issue: 19 May 2009, Expiration Date: 19 May 2012.

ii) Members of the Government of the High Authority of the Transition (HAT)

1) Colonel Vital Albert Camille, Prime Minister;

2) Mrs. Cécile Manorohanta, Vice Prime Minister, Minister of Interior;

3) Vice-Admiral Hyppolite Ramaroson, Deputy Prime Minister, Minister of Foreign Affairs;

4) Mr. Alain Bernard Teandrazanarivelo, Vice Prime Minister, Minister of Health;

5) Colonel Noël Rakotonandrasana, Minister of Armed Forces;

6) Mr. Jean Claude RAKOTONIRINA, Minister of Commerce;

7) Mrs. Nadine Ramaroson, Minister of Population and Social Affairs;

8) Mr. Augustin Razafinarivo Andriamananoro Minister of Telecommunications, Posts and New Technologies;

9) Mr. Gilbert Harisoa Raharizatovo, Minister of Culture and Heritage;

10) Mr. Rolland Ranjatoelina; Minister of Transport;

11) Mr. Jean Rocolphe Ramanantsoa, Minister of Energy;

12) Mr. Noelson William, Minister of Public Service, Labour and Social Laws;

13) Mr. Athanase Tongavelo, Minister of Higher Education and Scientific Research;

14) Mrs. Irène Victoire Andréas, Minister of Tourism and Handicraft;

15) Colonel Claude Ravelomanana, Secretary of State in charge of the Gendarmerie;

16) Mr. Hery Rajaonarimampianina, Minister of Finance and Budget;

17) Mrs. Christine Razanamahasoa, Minister of Justice;

18) Mr. Rémy Sylvain Organès Rakotomihantarizaka, Minister of Internal Security;

19) Mr. Julien Razafimanazato, Minister of National Education;

20) Brigadier General of Aviation Calixte Randriamiandrisoa, Minister of Environment and Forestry;

21) M. Nirhy Andriamahazo Lanto, Minister of Water;

22) Mr. Richard Fienena, Minister of Economy and Industry;

23) Mr. Jean de Dieu Mahara, Minister of Livestock;

24) Mrs. Jaonina Mamitiana Juscelyno, Minister of Agriculture;

25) Mr. Mamy Ratovomalala, Minister of Mines and Hydrocarbons;

26) Mr. Virapin Ramamonjisoa, Minister of Sports;

27) Mr. Serge Ranaivo, Minister of Youth and Recreation;

28) Mr. Eric Razafimandimby, Minister of Public Works and Meteorology;

29) Mrs. Marie Lydia Toto Raharimalala, Secretary of State for Technical Education and Vocational Training;

30) Mr. Alain Andriamiseza, Minister of Fishing and Fishery Resources;

31) Mrs. Nathalie Rabe, Minister of Communication;

32) Mr. Hajo Andrianainarivelo, Minister of Territorial Planning and Decentralisation.

III) Members of the HAT

1) Mr. Jean Lahiniriko, Vice-President HAT, Passport No: 07D 710 295, Type of Passport: Diplomatic, Date of issue: 14 April 2008, Expiry Date: 14 April 2013;

2) Mr. Patrick MONIBOU, Vice-President of HAT;

3) Mr. Bruno RAJAONSON alias Brunly, Vice-President of HAT;

4) Mr. Lala Hary Naivo Rasamoelina, Vice-President of HAT;

5) Mr. Dolin RASOLOSOA, Vice-President of the HAT, Passport No: 07D 701 611, Type of Passport: Diplomatic, Date of issue: 16 April 2009, Expiry Date: 16 April 2012;

6) Mr. Roland Ratsiraka, Vice-President of HAT;

7) Mrs. Robertine RABETAFIKA N.;

8) Mrs. Ialy RAKOTONIAINA;

9) Mrs. Pelops Ariane VONINAHITSY;

10) Mr. Pierre Andrianantenaina;

11) Mr. Bruno Betiana;

12) Mr. Philippe JAOZANDRY;

13) Mr. Evariste Marson;

14) Mr. Parfait JONAH Prezaraly ;

15) Mr. Jean Jacques Rabenirina;

16) Mr. Alexandre RAMBOLAZAFY;

17) Mr. Jean Max Rakotomamonjy;

18) Mr Pierre Holder RAMAHOLIMASY;

19) Mr. Désiré RAMAKAVELO Phillppe;

20) Mr Benjamin Ramarcel RAMANANTSOA;

21) Mr Daniel RAMAROMISA;

22) Mr. Alain RAMAROSON, Passport No: 07 D 701 896 Type of Passport: Diplomatic Delivery Date: August 24, 2009, expiration date: August 24, 2012;

23) Mr. Yvon William RANDRIAZANAKOLONA;

24) Mr. Jean Theodore Ranjivason;

25) Mr. Bernard RAVELONJATO;

26) Mr. Herimanana RAZAFIMAHEFA;

27) Mr. Constance RAZAFIMILY;

28) Mr. Julien REBOZA;

29) Mr. Remi alias Jao John;

30) Mr. Jacky TSIANDOPY;

31) Mr. Pierre TSIRANANA;

32) Mr. Benjamin VAOVAO;

33) Mr. Andry Rasolofo;

34) Mr. Joseph YOLAND;

35) Mr. RATOVONOMENJANAHARY;

36) Mr. René Rasolofo.

IV) Members of the Military Council for National Defense (CMDN)

1) Major General Rabarisoa Ranto Anjoanin, Vice-President;

2) Quartermaster General Andriamisa Amédée Ramihone;

3) Brigadier General of Aviation Ranaivomanana Réol;

4) Brigadier General Marcel Koto;

5) Brigadier General Gibain Pily;

6) Colonel Raollijon Rakotonaina François d'Assise Marie;

7) Colonel Alexandre Razafimanantsoa;

8) Colonel Jules Randriantsalama;

9) Colonel Doctor Ralamboson Jaona Harivelo;

10) Brigadier General of Aviation Jean Dominique Adolphe;

11) Colonel Robert Judex Ramiliarison;

12) Colonel Roger Pierre Rala'a;

13) Colonel David Ranaivoson.

V) **Other Military Personalities supporting the action of the HAT**

1) General Ndrianarijaona, Chief of Staff of the Malagasy Army;

2) General Bruno Razafindrakoto, Commander of the Gendarmerie;

3) General Viennot Zafera, Force Commander of the Special Operations Force of the National Gendarmerie (FIGN);

4) Colonel Richard Ravalomanana, Commander of the Inter-Regional District of the National Gendarmerie (CIRGN);

5) Lieutenant Colonel Charles Randrianasoavina, Co-Director of Special Operations Forces (FIS) and Commander of the Mining Brigade;

6) Mr. Lilyson René, Co-Director of Special Operations Forces (FIS).

VI) **Members of the High Constitutional Court (HCC)**

1) Mr. Jean Michel Rajaonarivony, President;

2) Mr. Raymond Imboty;

3) Mr. Dieudonné Andriantsihafa RAKOTONDRABAO;

4) Mr. RABEHAJA Son of Edmond;

5) Mrs. Rahelline RASOAZANAMANGA;

6) Mr. Ramanoelson RABENDRAINY;

7) Mrs. Marie Gisèle RANAMPY;

8) Mrs. Rachel Bakoly RAZOARIVELO;

9) Mr. Auguste ANDRIAMANANDRAIBE RAKOTOHARILALA.

VII) **Other Civilian Personalities supporting the action of the HAT**

1) Ms. Mialy Rajoelina;

2) Mr. Daniel Rajakoba, former Minister, Member of Forces for Change, Passport No: A08 754 806, Type of passport: National Date of Issue: March 30, 2009, Expiration Date: March 30, 2014;

3) Mr. Manassen Esoavelomandroso, Member of Forces for Change, Passport No: 07D 701 723 Type of Passport: Diplomatic, Date of issue: June 18, 2009, Expiration Date: June 18, 2012.

TOTAL: 109

United Nations

S/2010/138

Security Council

Distr.: General
23 March 2010
English
Original: French

Letter dated 22 March 2010 from the Secretary-General addressed to the President of the Security Council

I have the honour to convey the attached letter dated 11 March 2010 which I received from the Director General of the International Atomic Energy Agency in response to the statement of the President of the Security Council (S/PRST/2010/5) adopted on 26 February 2010 (see annex).

I should be grateful if you would bring this letter to the attention of the members of the Security Council.

(*Signed*) **BAN** Ki-moon

10-28725 (E) 230310 240310

Please recycle

Annex

Letter dated 11 March 2010 from the Director General of the International Atomic Energy Agency addressed to the Secretary-General of the United Nations

[Original: English]

In the statement made by the President of the Security Council at the 6279th meeting of the Council, held on 26 February 2010 (S/PRST/2010/5), the International Atomic Energy Agency (IAEA) was requested to inform the Security Council regarding the quality of Iraq's safeguards-related cooperation with IAEA, including provisional implementation of the additional protocol pending entry into force.

The International Atomic Energy Agency has been receiving excellent cooperation from Iraq in the implementation of its comprehensive safeguards agreement, thus allowing IAEA to effectively and efficiently conduct its safeguards activities. Iraq's decision to provisionally apply, as from 17 February 2010, the protocol additional to its safeguards agreement pending the protocol's entry into force is a recent example of its proactive safeguards-related cooperation with IAEA.

Iraq has also been working closely with IAEA in providing joint training to responsible Iraqi officials in order to continue enhancing the technical effectiveness of its national system of accounting for and control of nuclear material. In addition, with the assistance of IAEA, Iraq is in the process of updating its national legislation relevant to the application of safeguards.

I should be grateful if you would arrange for the present letter to be brought to the attention of the members of the Security Council.

(Signed) Yukiya **Amano**